

S. B. 595

CHAPTER 1058

AN ACT TO PERMIT DRAINAGE DISTRICTS TO INVEST SURPLUS FUNDS OR FUNDS NOT IMMEDIATELY NEEDED FOR THE PURPOSES OF THE DISTRICT.

The General Assembly of North Carolina do enact:

Section 1. Article 11 of subchapter III of Chapter 156 of the General Statutes is hereby amended by adding immediately after G. S. 156-135 a new Section to be designated as G. S. 156-135.1, which shall read as follows:

"G. S. 156-135.1. Investment of Surplus Funds. Any drainage district organized under the provisions of subchapter III of Chapter 156 of the General Statutes and the governing authority of same is hereby authorized and empowered to invest any surplus funds or any funds not needed for the immediate use of the district in United States bonds or any securities or type of investment in which guardians, executors, administrators and others acting in a fiduciary capacity are authorized to make investments by virtue of Article I of Chapter 36 of the General Statutes as amended."

Sec. 2. All laws and clauses of laws in conflict with this Act are hereby repealed.

Sec. 3. This Act shall become effective upon its ratification.

In the General Assembly read three times and ratified, this the 14th day of April, 1951.

S. B. 596

CHAPTER 1059

AN ACT TO AUTHORIZE THE NORTH CAROLINA INDUSTRIAL COMMISSION TO HEAR AND DETERMINE TORT CLAIMS AGAINST STATE DEPARTMENTS AND AGENCIES.

The General Assembly of North Carolina do enact:

Section 1. The North Carolina Industrial Commission is hereby constituted a court for the purpose of hearing and passing upon tort claims against the State Board of Education, the State Highway & Public Works Commission, and all other departments, institutions, and agencies of the State. The Industrial Commission shall determine whether or not each individual claim arose as a result of a negligent act of a State employee while acting within the scope of his employment and without contributory negligence on the part of the claimant or the person in whose behalf the claim is asserted. If the Commission finds that there was such negligence on the part of a State employee while acting within the scope of his employment which was the proximate cause of the injury and that there was no contributory negligence on the part of the claimant or the person in whose behalf the claim is asserted, the Commission shall determine the amount of damages which the claimant is entitled to be paid, including medical and other expenses, and by appropriate order direct the payment of such damages by the department, institution or agency concerned, but in no event shall the amount of damages awarded exceed the sum of eight thousand dollars (\$8,000.00).